

UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

SALVADOR CHAVEZ-CHAVEZ (1),

JULIO LUA-CHAVEZ (2)

aka Miguel Lua-Chavez,

LAURA MAGANA (3),

GERARDO CASANOVA (4),

Defendants.

Criminal Case No. 07CR1407-WQH

PROTECTIVE ORDER

Pursuant to Rule 16(d) of the Federal Rules of Criminal Procedure pertaining to pretrial discovery, and to prevent premature and unwarranted disclosure of evidence to potential targets, subjects, witnesses, and unrelated third parties,

IT IS HEREBY ORDERED that the defendants, their counsel of record, and their assistants, as hereafter defined, shall not disclose the substance of any discovery material received from the Government in the above-captioned matter, including all wiretap documents, to any third party, unless such material is already a matter of public record, without prior approval of this Court;

IT IS FURTHER ORDERED that the United States Attorney and the Assistant United States Attorneys assigned to this case (hereafter collectively referred to as "the Government") and their assistants, the defendants, their counsel and their assistants, shall not disclose the substance of any discovery material produced to the defendants or obtained by the Government from the defendants,

1 unless such material is already a matter of public record, to representatives of the media or other
2 third parties not involved in any way in the investigation or prosecution of the case;

3 Except that nothing contained herein shall prevent the Government, or any defendant or their
4 counsel, from disclosing such discovery material to any other attorneys working for the Government,
5 the defendants or their counsel, government agents (federal, state or local), private investigators,
6 experts, secretaries, law clerks, paralegals, or any other person who is working for the Government
7 or the defendants and their counsel (collectively referred to as "assistants") in the investigation or
8 preparation of this case or, with respect to the Government and its assistants only, in other criminal
9 investigations, without prior court order;


10 Further, nothing contained herein shall preclude the Government, defendants or their
11 counsel, or their respective assistants from conducting an investigation of the facts of this case on
12 behalf of the Government or said defendants, or with respect to the Government and its assistants
13 only, from conducting an investigation of other criminal activity, including interviewing witnesses
14 disclosed by said discovery materials, or from taking statements from witnesses disclosed by said
15 discovery materials, or from asking said witnesses if they themselves have made prior statements
16 to the Government that are disclosed in the discovery materials, and about the contents of such
17 statements. In connection with any such investigation, it shall not be necessary that the Government,
18 the defendants or their counsel, or their respective assistants, obtain prior permission of this Court.

19 Should counsel withdraw or be disqualified from participation in this case, any material
20 received and any copies derived therefrom, shall be returned to the Government within ten (10) days.

21 Defense counsel and the Government shall be required to communicate the substance of this
22 order and explain it to their clients and assistants before disclosing the substance of the discovery
23 to their clients or assistants.

24 SO ORDERED.

25 DATED: 8/24/07.

26 
HONORABLE WILLIAM Q. HAYES
United States District Judge

1 I hereby consent to the entry of the attached protective order in Criminal Case No.
2 07CR1407-WQH.
3

4 DATED: August 23, 2007

/S/ MICHAEL J. CROWLEY
MICHAEL J. CROWLEY
Assistant United States Attorney

6 DATED: August 23, 2007

/S/ TIMOTHY F. SALEL
TIMOTHY F. SALEL
Assistant United States Attorney

8 DATED: August 23, 2007

/S/ JOHN C. LEMON
JOHN C. LEMON
Attorney for Salvador Chavez-Chavez (1)

10 DATED: August 23, 2007

/S/ ADAM M. RUBEN
ADAM M. RUBEN
Attorney for Julio Lua-Chavez (2)

12 DATED: August 23, 2007

/S/ GERARD J. WASSON
GERARD J. WASSON
Attorney for Laura Magana (3)

14 DATED: August 23, 2007

/S/ ROBERT E. SCHROTH, SR.
ROBERT E. SCHROTH, SR.
Attorney for Gerardo Casanova (4)